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FACSIMILE COVER SHEET

Examiner: Chen Wen Jiang **Group:** 3744

Date: June 3, 2003

Client Code: 0100

Facsimile No.: (703) 746-4969

From: James M. Smith, Esq.

Subject: **Paper:** Petition to Withdraw Holding of Abandonment...

Docket No.: 0100.2016-000

Applicants: Paul E. Dresens, *et al.*

Serial No.: 09/909,863

Filing Date: July 20, 2001

Number of pages including this cover sheet: 2

Please confirm receipt of facsimile: Yes No

Comments:

Examiner Jiang—

Per my voice mail message, attached is a replacement page for the page (showing comments) of Exhibit 1, that references this application.

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U.S. PTO MAIL RECEIVED BY HBS&R

Today's Date	Application/ Patent/ Opposition/ Interference No.	Date Mailed From PTO	Docket No.	Comment
	10/238,844	10/09/02		
	09/541,374	10/09/02		
	09/909,863	10/07/02	0100 2016-000	ASG
	09/648,766	10/08/02		
	09/454,358	10/08/02		
	09/977,559	10/08/02		
	09/594,918	10/08/02		
	09/457,604	10/08/02		
	09/364,245	10/08/02		
	09/594,112	10/08/02		
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	09/170,402	10/03/02		
	09/410,388	10/03/02		
	09/950,270	10/11/02		
	09/317,054	10/11/02		
	09/497,625	09/24/02		
	09/820,162	10/03/02		
	09/766,879	10/03/02		
	09/845,226	10/11/02		
	09/610,246	10/09/02		

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· QDMA\MIHODMA\Manage;398927;1
JMS/jat
June 2, 2003

PATENT APPLICATION
Docket No 0100 2016-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul E. Dresens, Gary S. Ash, Allen J. Bartlett, Bruce R. Andeen, Y. Roberto Than and Joseph Chopy, Jr.

Application No.: 09/909,863 Group Art Unit: 3744

Filed: July 20, 2001 Examiner: Chen Wen Jiang

For: **HELIUM MANAGEMENT CONTROL SYSTEM**

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted
to the United States Patent and Trademark Office

on 6/3/03 Jennifer A. Tardiff
Date Signature

Jennifer A. Tardiff
 Typed or printed name of person signing certificate

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
FOR FAILURE TO RESPOND TO A FINAL OFFICE ACTION

Commissioner for Patents
MS PETITION
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant thanks Examiner Jiang for recently calling the office of the undersigned and for faxing, on May 29, 2003, a copy of the outstanding Final Office Action. Although a Notice of Abandonment in the above-referenced patent application has not yet been received, Applicants respectfully request withdrawal of any holding of abandonment in view of the fact that the subject Final Office Action was not received in this office within the period set for response thereto.

A Final Office Action (hereinafter "Action") was purportedly mailed from the U.S. Patent and Trademark Office on October 8, 2002, setting a three month period for reply. Thus, the due date for a response was January 8, 2003, and April 8, 2003 with extensions of time. The undersigned states that the Action was not received by the undersigned prior to May 29, 2003 and

09/909,863

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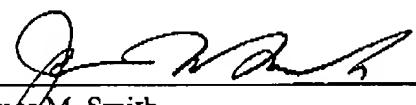
not received during this time period. A copy of the mail log from October 8, 2002 through November 8, 2002, where the non-received Action would have been entered had it been received in accordance with a mailing date of October 8, 2002, is attached as Exhibit 1. Client docket numbers and comments in this mail log have been redacted for purposes of client confidentiality.

In consideration of the above statements, it is respectfully requested that the holding of abandonment be withdrawn, that the outstanding Action be reissued, and that the period for response be restarted.

Please charge Deposit Account No. 08-0380 for any fees that may be due in this matter.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 
James M. Smith
Registration No. 28,043
Telephone: (978) 341-0036
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Concord, MA 01742-9133

Date: *6/2/3*

U.S. PTO MAIL RECEIVED BY HBS&R

Today's Date	Application/Patent/ Opposition/ Interference No.	Date Mailed From PTO	Docket No.	Comment
10/07 NMC (CONT)	10/044,291	9/30		
	10/176,091	10/02		
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	09/723,394	10/02		
	60/410,727	10/04		
	09/603,713	10/04		
	09/468,041	10/03		
	10/157,000	10/04		
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	10/235,438	10/04		
	10/173,570	10/04		
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	09/497,625	09/24/02		
	09/820,162	10/03/02		
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	10/173,551	10/09/02		
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10/21/02 NMC	09/863,029	10/16		
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	09/817,781	10/10/02		
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